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BEFORE THE ARIZONA CORPORATION COMMISSION

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Arizona Corporation Commission

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AZ CORP COMMISSION
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IN THE MATTER OF US WEST
COMMUNICATIONS, INC.'S COMPLIANCE
WITH SECTION 271 OF THE
TELECOMMUNICATIONS ACT OF 1996.

DOCKET NO. T-00000A-97-0238

PROCEDURAL ORDER

BY THE COMMISSION:

On July 27, 2001, Staff of the Arizona Corporation Commission ("Commission") and Qwest Corporation ("Qwest") filed a Motion to Modify and/or Supplement the Commission's June 12, 2000 Procedural Order, to establish a schedule for resolution of the remaining issues in the above-captioned case. On August 6, 2001, AT&T Communications of the Mountain States, Inc. and TCG Phoenix (collectively "AT&T") filed a Response to the Motion to Modify. On August 8, 2001, Qwest filed Comments addressing the Motion to Modify.

On August 9, 2001, AT&T filed a Motion to Suspend OSS Testing. On August 17, 2001, and August 21, 2001, Qwest and Staff, respectively, filed Responses to AT&T's Motion to Suspend. On August 27, 2001, AT&T filed a Reply.

The Commission convened a Procedural Conference on September 4, 2001, to consider the issues raised in the Motion to Modify and the Motion to Suspend. At the September 4, 2001, Procedural Conference, the parties reported that they were continuing to discuss the issues raised in the two motions and requested additional time to attempt to resolve the issues amongst themselves. The parties agreed to file the results of their negotiations by September 6, 2001, and agreed to another Procedural Conference on September 7, 2001.

On August 6, 2001, Staff and Qwest filed a Joint Proposal to Modify Procedural Order, which proposes a schedule and procedure for the remainder of the proceeding. That same date, AT&T and Worldcom, Inc. filed a Response to the Joint Proposal, in which they state that they do not

1 agree in principal with the aggressive proposed schedule, but based on proposed safeguards, do not
2 oppose it. A Procedural Conference convened on September 7, 2001, to discuss the Proposed
3 Procedures and Schedule.

4 In the July 27, 2001 Motion, Staff and Qwest proposed a series of Workshops to review
5 CGE&Y's reports and conclusions on its testing and evaluation of Qwest's OSS capability. CGE&Y
6 will issue four draft final reports addressing Retail Parity Evaluation, the Functionality Test, the
7 Relationship Management Test and the Capacity Test. CGE&Y will issue a draft report to all TAG
8 members and parties on the service list and will make available access to the underlying data. The
9 parties will be allowed to review the report and underlying data and have an opportunity to submit
10 formal comment to CGE&Y as well as questions they intend to ask at the Workshops. CGE&Y will
11 provide written responses to the questions at least two business days prior to the Workshops.

12 Requiring the parties to submit questions prior to the Workshops will allow CGE&Y to
13 conduct research or examine underlying data that will be necessary prior to convening the Workshop,
14 however, this requirement will not preclude parties from asking related questions at the Workshop.
15 Nor will the parties be precluded from submitting additional questions in writing after the deadline in
16 the event other issues arise after the deadline.

17 CGE&Y will utilize expert witnesses to sponsor and present testimony and answer questions
18 posed by the parties. Individual CGE&Y subject matter experts will be available for consultation
19 prior to, during and following the Workshops. The Workshops will be transcribed by an authorized
20 court reporter consistent with the practice of the Commission in other Workshops related to this
21 proceeding.

22 Upon the conclusion of the Workshops, CGE&Y will consolidate the individual draft reports
23 into a single Final Report. The Final Report may include a limited number of additional new findings
24 and/or conclusions based upon completion of all tests, and may contain modified findings and
25 conclusions or additional recommendations based on the results of the Workshops or subsequent test
26 activity. Staff and Qwest propose that the Workshop on the Final Report be limited in scope to new
27 or modified findings, conclusions or recommendations not contained in the individual draft reports.
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In the September 6, 2001 Joint Proposal, Qwest and Staff propose the following schedule:

Relationship Management Report Workshop	September 25-28, 2001
Functionality Test Draft Report Issued to TAG	October 1, 2001
Capacity Test Draft Report Issued to TAG	October 1, 2001
Parties Submit Questions and Comments on Draft Capacity Test	October 12, 2001
CGE&Y Responds to Questions on Capacity Report	October 19, 2001
Parties Submit Questions and Comments on Draft Functionality Report, along with any data for consideration at the Workshop	October 22, 2001
Capacity Test Draft Report Workshop	October 25-26, 2001
CGE&Y Responds to Questions on Functionality Report	November 1, 2001
Functionality Test Draft Report	November 5-8, 2001
Parties Submit Briefs on Functionality and Capacity Test Workshops	November 16, 2001
Draft Final Report Issued to TAG	November 21, 2001
Parties Submit Questions and Comments on Draft Final Report	December 3, 2001
Draft Final Report Workshop	December 4-7, 2001
Final Report Issued to TAG and Commission	December 12, 2001
Staff Report Issued to TAG and Commission	December 12, 2001
Parties Submit Comments on Final Reports	December 21, 2001

Staff and Qwest propose that the process be subject to the following safeguards. CGE&Y will not issue Draft Reports on the Functionality Test and the Capacity Test until it has issued all IWOs resulting from those tests and Qwest has responded to such IWOs. CGE&Y will issue retesting proposals pursuant to the procedure agreed to by the TAG. Following the conclusion of retesting, the

1 closure of all IWO, and confirmation that all exit criteria in the Test Standards Document have been
2 met, CGE&Y will issue a Draft Final Report, which will include the retesting results from all four
3 phases of the OSS test. The parties understand that all dates contained in the proposed schedule may
4 change as a result of the retesting plan and actual course of retesting.

5 Staff and Qwest also propose that the Commission address the Final Reports on the remaining
6 Checklist Items and the Performance Assurance Plan at several Special Open Meeting to be held in
7 October and November, 2001.¹ Staff and Qwest believe that the Commission should consider these
8 items outside the regular Open Meeting schedule to allow the parties to better prepare and plan for
9 the Meetings. They propose that the Commission consider the OSS Final Report and remaining
10 Issues at an Open Meeting held during the last week in December, 2001. At the September 7, 2001,
11 Procedural Conference, Staff stated that it was their intent that if disputes remain after the issuance of
12 Staff's Final Report, that the Commission resolve those issues during its Special Open Meeting.

13 Although AT&T and Worldcom believe the proposed schedule is too aggressive, in the spirit
14 of cooperation and in light of the proposed safeguards, they do not oppose it.

15 IT IS THEREFORE ORDERED the procedures and proposed schedule for Workshops on
16 OSS issues are adopted subject to the safeguards described herein.

17 IT IS FURTHER ORDERED that by approving the Workshop schedule this Order does not
18 bind the Commission to a schedule or procedure for Special Open Meetings to consider Checklist
19 Item Final Reports or the OSS Final Report.

20 DATED this 21st day of September, 2001.

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22
23 *Jane L. Rodda / by D. Noles*
24 JANE L. RODDA
25 ADMINISTRATIVE LAW JUDGE
26
27

28 ¹ They suggest October 15 and November 15 and 16, 2001 for Special Open Meetings.

1 Copies of the foregoing mailed/delivered
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